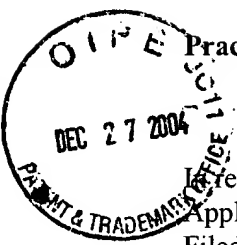


2643

[Handwritten signature]



Practitioner's Docket No. 006397.00008

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: James K. Waller, Jr.

Application No.: 09/544,657

Group No.: 2643

Filed: 04/06/2000

Examiner: Lao, Lun S.

For: Dynamic Spectral Matrix Surround System

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

PETITION AND FEE FOR EXTENSION OF TIME (37 C.F.R. § 1.136(a))

1. This is a petition for an extension of the time for a total period of one month to Respond to Office Action.
2. A response in connection with the matter for which this extension is requested is filed herewith.
3. Applicant is a small entity. A verified statement was already filed
4. Calculation of extension fee (37 C.F.R. § 1.17(a)(1)-(5)):

Extension:
one month

Fee for small entity:
\$60.00

12/29/2004 HALI11 00000008 501971 09544657

01 FC:2251 60.00 DA

Fee \$60.00

{357382;}

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is **mandatory**;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

(X) deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

(X) with sufficient postage as first class mail.

37 C.F.R. § 1.10*

() as "Express Mail Post Office to Addressee"

Mailing Label No. _____ (mandatory)

TRANSMISSION

() facsimile transmitted to the Patent and Trademark Office, (703) _____ - _____

[Handwritten signature of Frank J. Catalano]
Signature

Date: 12/22/04

FRANK J. CATALANO

(type or print name of person certifying)

* Only the date of filing ('1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under '1.8 continues to be taken into account in determining timeliness. See '1.703(f). Consider "Express Mail Post Office to Addressee" ('1.10) or facsimile transmission ('1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

If an additional extension of time is required, please consider this a petition therefor.

Extension fee due with this request \$60.00.

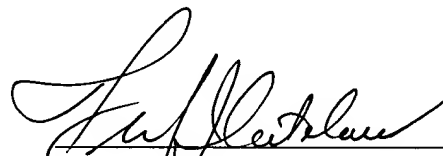
5. Extended period for response

Based on the extension requested in this petition (and that for which a previous petition has been filed, if any), the extended period for response will expire on December 23, 2004.

6. Fee Payment

Please charge the \$60.00 fee due for the Extension to Deposit Account No. 50-1971. Charge any additional fees required by this paper or credit any overpayment to Deposit Account No. 50-1971.

Date: 12/22/04



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